



County of Los Angeles CHIEF EXECUTIVE OFFICE

Kenneth Hahn Hall of Administration
500 West Temple Street, Room 713, Los Angeles, California 90012
(213) 974-1101
<http://ceo.lacounty.gov>

WILLIAM T FUJIOKA
Chief Executive Officer

November 1, 2011

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

Dear Supervisors:

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

17 November 1, 2011

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

Board of Supervisors
GLORIA MOLINA
First District

MARK RIDLEY-THOMAS
Second District

ZEV YAROSLAVSKY
Third District

DON KNABE
Fourth District

MICHAEL D. ANTONOVICH
Fifth District

**DEPARTMENT OF PARKS AND RECREATION
AWARD JOB ORDER CONTRACTS
(SPECIFICATIONS - VARIOUS)
(ALL DISTRICTS) (3 VOTES)**

SUBJECT

Approval of the recommendations will allow the Department of Parks and Recreation to engage in flexible and cost-effective unit price contracts with Angeles Contractor, Inc., and MTM Construction, Inc., for repair and refurbishment of County of Los Angeles park facilities.

IT IS RECOMMENDED THAT YOUR BOARD:

1. Find the award of Job Order Contracts categorically exempt from the California Environmental Quality Act according to Sections 15301 and 15302 of the California Environmental Quality Act Guidelines, and Classes 1 and 2 of the Environmental Document Reporting Procedures and Guidelines, adopted by your Board on November 17, 1987, because the project involves repair and/or refurbishment of existing facilities.
2. Award Job Order Contract P12 to Angeles Contractor, Inc., for a maximum cost of \$4.2 million to be financed from refurbishment and extraordinary maintenance project budgets as deemed appropriate by the Director of Parks and Recreation.

"To Enrich Lives Through Effective And Caring Service"

**Please Conserve Paper – This Document and Copies are Two-Sided
Intra-County Correspondence Sent Electronically Only**

3. Award Job Order Contract P13 to MTM Construction, Inc., for a maximum cost of \$4.2 million to be financed from refurbishment and extraordinary maintenance project budgets as deemed appropriate by the Director of Parks and Recreation.
4. Authorize the Director of Parks and Recreation, or his designee, to execute the Job Order Contract in the form previously approved by County Counsel and to establish the effective date following the receipt of approved Faithful Performance and Labor and Materials Bonds filed by Angeles Contractor, Inc., and MTM Construction, Inc.
5. Authorize the Director of Parks and Recreation, or his designee, as agent of the County of Los Angeles, to execute work orders as necessary within the not-to-exceed maximum amount of each contract and within the annual duration of the contracts.
6. Authorize the Director of Parks and Recreation, or his designee, as agent of the County of Los Angeles, to accept the work performed under each work order and to release the retention upon acceptance of the work.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

Approval of the recommended actions will find the Project exempt from the California Environmental Quality Act (CEQA) and will result in the award of two Job Order Contracts (JOCs). The Department of Parks and Recreation (Department) will implement the Board-approved Local Worker Hiring JOC Program based on Project location in accordance with the intent of the program.

Approval of the recommended actions will help expedite the implementation of the Department's deferred maintenance program and the completion of small refurbishment projects and other repairs to Department facilities. These include such projects as refurbishments to restrooms and community buildings, repairs and replacement of roofs, and repairs to concrete walkways. The JOCs will not be used for new construction.

The Local Worker Hiring JOC Program is a flexible, cost-effective unit price contracting method that provides for the maintenance, repair, remodeling, and refurbishment of County facilities and infrastructure without extensive plans and specifications. This relatively simple and straight-forward process reduces administrative requirements and lowers direct construction costs while meeting all Federal, State, and County procurement requirements.

Public Contract Code Section 20128.5 allows individual JOCs to have a one-year term and a maximum value of \$4.2 million. The 1997 Amendment to the Public Contract Code allows annualized increases in the maximum contract value, based on the Consumer Price Index.

Implementation of Strategic Plan Goals

These actions further the Board-approved Strategic Plan Goals of Operational Effectiveness (Goal 1), Community and Municipal Services (Goal 3), and Health and Mental Health (Goal 4) as these contracts will improve public facilities, restore them to full service more rapidly than with traditional construction contracting, and strengthen the Department's fiscal capacity by employing the cost-effective unit price contracting technique.

FISCAL IMPACT/FINANCING

The recommended contracts have a maximum limit of \$4.2 million each. The contracts will be financed through the appropriate refurbishment projects as budgeted in the Capital Projects/Refurbishment Budget and funds for deferred maintenance allocated for Department projects in the Extraordinary Maintenance Budget, or as funded through the Department's Operating Budget. No work will be assigned to the JOCs without the appropriate funding authorization.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

A standard contract will be used in the form previously approved by County Counsel. The standard Board-directed clauses for contract terminations, renegotiations, and hiring qualified displaced County employees will be included.

The Project specifications also contain provisions requiring the contractors to report solicitations of improper consideration by County employees and allowing the County to terminate the contracts, if it is found that the contractors offered or gave improper consideration to County employees.

As requested by your Board on August 12, 1997, and as a threshold requirement for consideration for contract award, Angeles Contractor, Inc., and MTM Construction, Inc., are willing to consider Greater Avenues for Independence (GAIN) and General Relief Opportunity for Work (GROW) participants for future employment.

Angeles Contractor, Inc., and MTM Construction, Inc., as required by State law, will be required to pay prevailing State wage rates to all persons employed on these JOCs.

As required by your Board, language has been incorporated into the Project specifications stating that the contractors shall notify their employees, and shall require each subcontractor to notify its employees about Board Policy 5.135 (Safely Surrendered Baby Law) and that they may be eligible for the Federal Earned Income Credit under the Federal income tax laws.

In addition, Angeles Contractor, Inc., and MTM Construction, Inc., are in full compliance with Los Angeles County Code Chapter 2.200 (Child Support Compliance Program) and Chapter 2.203 (Contractor Employee Jury Service Program).

Local Worker Hiring JOC Program

Monitoring of the Local Worker Hiring JOC Program will be provided by the Department of Public Works (Public Works) contract administration staff based on review of the JOC work site and individual labor hours in the local area to determine a percentage of hours worked by each of the specific work orders. The contractors will provide certified payroll records for labor forces. These records will be monitored by work order, hours worked, and zip code of the workers to establish the percentage of total work performed by local forces. The Department will report the results of the Local Worker Hiring JOC Program to your Board each year as part of its annual resolicitation for JOC contractors.

ENVIRONMENTAL DOCUMENTATION

Approval of the JOCs is exempt under the CEQA according to Sections 15301 and 15302 of the State CEQA Guidelines and Classes 1 and 2 of the Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987, because the projects involve repair and/or refurbishment of existing facilities. Additionally, the implementation of each work order under these JOCs shall be subject to prior determination and documentation by the Department, that the work is categorically exempt from CEQA. In the event the work is not exempt, your Board will be requested to consider the appropriate environmental finding and any applicable documentation pursuant to CEQA prior to implementation of work under the contracts.

CONTRACTING PROCESS

The Department received assistance from Public Works and The Gordian Group, Inc., during the bidding process for these contracts. Both Public Works and The Gordian Group will continue to support the Department during the term of these contracts, and Public Works will support the Department in producing the individual notices to proceed and monitoring the total amounts expended and committed under the contracts.

In June 2011, using the JOC Unit Price Book and Specifications adopted by your Board on June 29, 2010, Public Works issued and advertised a Request for Bids for a total of two JOCs that would incorporate the use of a Local Worker JOC Program. Bidders were required to submit a set of cost adjustment factors that would be applied to the unit prices for work in the JOC Unit Price Book. Bids were to be determined by calculating a composite factor using a predetermined and advertised formula with the JOC Unit Price Book and the contractors' adjustment factors to be incorporated in the awarded contracts.

Competitive bids were received on July 13, 2011. We recommend that your Board award JOCs P12 and P13 to the Lowest Responsive and Responsible Bidder on both contracts, Angeles Contractor, Inc., and MTM Construction, Inc. The bid results for the two JOCs are summarized in Attachment A. Angeles Contractor, Inc., and MTM Construction Inc.'s, three-year contracting history is on file with Public Works.

To ensure the contracts are awarded to responsible contractors with a satisfactory performance history, bidders were required to report violations of the False Claims Act, their civil litigation history, and information regarding prior criminal convictions. The information reported by Angeles Contractor, Inc., and MTM Construction, Inc., was considered before making this recommendation to approve execution of the contracts. As requested by your Board on February 3, 1998, these JOC opportunities were listed on the Doing Business with Us website. A copy of the website posting is included as Attachment B for your reference. Public Works has evaluated and determined that the Living Wage Program (County Code Chapter 2.201) does not apply to the recommended contracts, as these contracts are for non-Proposition A services. Participation by Community Business Enterprises (CBE) in the Project is encouraged through Public Work's Capital Projects CBE Outreach Program and by monitoring the good faith efforts of contractors to utilize CBE's.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

The use of these contracts will expedite the completion of repair or refurbishment work throughout the Department. Minor impacts may occur while repair or refurbishment work is underway.

The Honorable Board of Supervisors
November 1, 2011
Page 6

CONCLUSION

Please return one adopted copy of this Board letter to the Chief Executive Office, Capital Projects Division, and to the Department of Parks and Recreation.

Respectfully submitted,



WILLIAM T FUJIOKA
Chief Executive Officer

WTF:RLR:DJT
SW:RB:zu

Attachments

c: Executive Office, Board of Supervisors
County Counsel
Parks and Recreation
Public Works

**JOB ORDER CONTRACTS FOR
MAINTENANCE, REPAIR, AND REFURBISHMENT OF
COUNTY INFRASTRUCTURE AND FACILITIES
AWARD CONTRACT
SPECS. VARIOUS**

Bid Opening Date: July 13, 2011

Bid Summary:

JOC No. P12

<u>Bidder</u>	<u>Total Composite Factor</u>
1. Angeles Contractor, Inc.	0.5050
1. Mackone Development, Inc.	0.5050
3. New Creation Builders	0.6050
4. MTM Construction, Inc.	0.6050
5. Torres Construction	0.6650
6. Seapac Engineering	0.7050
7. Minco Construction	0.7700
8. ACE	0.7850
9. Harry H. Joh Construction, Inc.	0.8200

Bid Summary:JOC No. P13

<u>Bidder</u>	<u>Total Composite Factor</u>
1. MTM Construction, Inc.	0.5050
1. Angeles Contractor, Inc.	0.5050
3. Mackone Development, Inc.	0.5350
4. New Creation Builders	0.6050
5. Torres Construction	0.6850
6. Seapac Engineering	0.7050
7. World Wide	0.7150
8. Harry H. Joh Construction, Inc.	0.7400
9. Minco Construction	0.7700
10. ACE	0.7850

Bid Detail Information

Bid Number : JOCP12-P13

Bid Title : JOB ORDER CONTRACTS P12 and P13

Bid Type : Construction

Department : Public Works

Commodity : BUILDING CONSTRUCTION SERVICE, NON- RESIDENTIAL (OFFICE BLDG., ETC.)

Open Date : 6/23/2011

Closing Date : 7/12/2011 10:45 AM

Bid Amount : N/A

Bid Download : [Available](#)

Bid Description : The work consists of a broad array of maintenance, repair, and refurbishment of County infrastructure and facilities projects under the direction of Parks and Recreation. Public Works will hold a mandatory prebid conference for all JOC bids at 3:00 p.m. on July 5, 2011, at 900 South Fremont Avenue, Conference Room B, Alhambra, California 91803, to provide information on the JOC, bidding process, and answer any questions that potential bidders may have. To be considered responsive to this invitation for bid, bidders must attend the mandatory prebid conference. Bids from bidders who do not attend the prebid conference will be rejected as nonresponsive. It is strongly recommended that the prebid conference be attended by a principal of the company or a person authorized to make decisions for the company.

The maximum dollar value of each contract is \$4,200,000.

JOC Specification Packets and Bid Forms may be downloaded for free from the Los Angeles County Public Works website [Click here to download documents](#), or are available for purchase at the Cashiers Office of Public Works. Individual specification sets are \$15 or \$25 for both.

Contact Name : Rosalinda Franco

Contact Phone# : (626) 458-2534

Contact Email : rosalindafranco@hotmail.com

Last Changed On : 6/29/2011 5:10:00 PM

[Back to Last Window](#)